Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 020 - 00267 - 5800 - 057		Date: 02/02/20	Time: 0919 Hrs
Location: 450 Bauchet St		City or Station: Los Angeles	
Bureau/Station/Facility: Custody Division/Twin Towers Correctional Facility		Admin. Investigation: ○ YES ◉ NO	
Type of Force: Personal Weapons, Takedown, Resistive Handcuffing, Hobble, Control Holds, WRAP Restraint			
Incident Category: ○1 ○2 ◉3		Deputy Injury: ◉ YES ○ NO	Suspect Injury ◉ YES ○ NO
☐ Call	☒ Observation	☐ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified: ◉ YES ○ NO	Person Notified: Lt. Eric Smitson	Emp: [redacted]	IAB Roll Out ◉ YES ○ NO

Involved Employee

E1

Employee #: [redacted]	Last Name: Morales	First Name: Johnny	Middle I.: Sr.	Rank: B-1	
Sex: ◉ M ○ F	Race: H	Height: 507	Weight: 230	Age: [redacted]	Shift: ○ EM ◉ Day ○ PM; ◉ Regular Shift ○ OT Shift ○ Off Duty
Unit of Assignment: Twin Towers Correctional Facility		Work Assignment (Unit #, Module, etc.): Module 241 B-1			
Individual Force Used: Personal Weapons, Control Holds		○ Directed ○ Rescue ○ Medical Assist		Individual Category: ○1 ○2 ◉3	
☒ Injured ☐ Treated ☐ Admitted Facility:				Coroner Case #	

E2

Employee #: [redacted]	Last Name: Rodriguez	First Name: Joseph	Middle I.: A.	Rank: DSG	
Sex: ◉ M ○ F	Race: H	Height: 507	Weight: 200	Age: [redacted]	Shift: ○ EM ◉ Day ○ PM; ◉ Regular Shift ○ OT Shift ○ Off Duty
Unit of Assignment: Twin Towers Correctional Facility		Work Assignment (Unit #, Module, etc.): 131 F/2 / Vacation Relief Deputy			
Individual Force Used: Resistive Handcuffing, Control Holds, Takedown, WRAP		◉ Directed ○ Rescue ○ Medical Assist		Individual Category: ○1 ◉2 ○3	
☐ Injured ☐ Treated ☐ Admitted Facility:				Coroner Case #	

E3

Employee #: [redacted]	Last Name: Torres	First Name: Daniel	Middle I.: P.	Rank: DSG	
Sex: ◉ M ○ F	Race: H	Height: 511	Weight: 200	Age: [redacted]	Shift: ○ EM ◉ Day ○ PM; ◉ Regular Shift ○ OT Shift ○ Off Duty
Unit of Assignment: Twin Towers Correctional Facility		Work Assignment (Unit #, Module, etc.): 241 F/2 Deputy			
Individual Force Used: Resistive Handcuffing, Control Holds, Takedown, WRAP		◉ Directed ○ Rescue ○ Medical Assist		Individual Category: ○1 ◉2 ○3	
☐ Injured ☐ Treated ☐ Admitted Facility:				Coroner Case #	

☒ Additional Involved Employees

On Duty Supervisor

Emp #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Leflore	Jena	H.	Sgt	YES ◉ NO ○	YES ◉ NO ○

Supervisor Completing Investigation

Emp #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Rodriquez	Troy		Sgt	YES ○ NO ◉	YES ○ NO ◉

Watch Commander / Supervising Lieutenant

Emp #	Last Name	First Name	Middle I.	Rank
[redacted]	Smitson	Eric		Lt

Watch Commander / Supervising Lieutenant's **Signature**: _______ Date: 1-17-20

Copy Provided to Employee by: [redacted] Emp #: _______ Date: 11/27/20

Unit Commander **(Print Name)**: William Jaeger

Unit Commander's **Signature**: _______

DISCOVERY Use Only
FO#

☐ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 01/13)

Supervisor's Report on Use of Force
INVOLVED EMPLOYEE - Continuation

020 - 00267 - 5800 - 057

Involved Employee

E4

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	[redacted]			DSG

Sex	Race	Height	Weight	Age	Shift	
(●) M ( ) F	B	605	250	[redacted]	( ) EM (●) Day ( ) PM	(●) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)
Twin Towers Correctional Facility	172 Relief Deputy

Individual Force Used		Individual Category
Control Holds, WRAP	(●) Directed ( ) Rescue ( ) Medical Assist	( ) 1 (●) 2 ( ) 3

[X] Injured [ ] Treated [ ] Admitted Facility: ______ Coroner Case #

E5

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	Allen	Jacob	P.	DSG

Sex	Race	Height	Weight	Age	Shift	
(●) M ( ) F	W	511	200	[redacted]	( ) EM (●) Day ( ) PM	(●) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)
Twin Towers Correctional Facility	151 G/2 Deputy

Individual Force Used		Individual Category
Control Holds, Takedown, Personal Weapons, WRAP	(●) Directed ( ) Rescue ( ) Medical Assist	( ) 1 (●) 2 ( ) 3

[ ] Injured [ ] Treated [ ] Admitted Facility: ______ Coroner Case #

E6

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	[redacted]			DSG

Sex	Race	Height	Weight	Age	Shift	
(●) M ( ) F	H	506	180	[redacted]	( ) EM (●) Day ( ) PM	(●) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)
Twin Towers Correctional Facility	251 F/3 Deputy

Individual Force Used		Individual Category
Resistive Hobble	(●) Directed ( ) Rescue ( ) Medical Assist	( ) 1 (●) 2 ( ) 3

[ ] Injured [ ] Treated [ ] Admitted Facility: ______ Coroner Case #

E7

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	Morales	Jonathan	C.	DSG

Sex	Race	Height	Weight	Age	Shift	
(●) M ( ) F	H	504	160	[redacted]	( ) EM (●) Day ( ) PM	(●) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)
Twin Towers Correctional Facility	232 F/2 Deputy

Individual Force Used		Individual Category
Control Holds	(●) Directed ( ) Rescue ( ) Medical Assist	( ) 1 (●) 2 ( ) 3

[ ] Injured [ ] Treated [ ] Admitted Facility: ______ Coroner Case #

E8

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	Barraza	Eric	J.	DSG

Sex	Race	Height	Weight	Age	Shift	
(●) M ( ) F	H	504	165	[redacted]	( ) EM (●) Day ( ) PM	( ) Regular Shift (●) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)
Twin Towers Correctional Facility	261 F/1 Deputy

Individual Force Used		Individual Category
Takedown, Control Holds, Resistive Handcuffing	(●) Directed ( ) Rescue ( ) Medical Assist	( ) 1 (●) 2 ( ) 3

[ ] Injured [ ] Treated [ ] Admitted Facility: ______ Coroner Case #

Supervisor's Report on Use of Force
INVOLVED EMPLOYEE - Continuation

020 - 00267 - 5800 - 057

Involved Employee

E 9

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	[redacted]			DSG

Sex	Race	Height	Weight	Age	Shift	
(●) M ( ) F	W	602	195	[redacted]	( ) EM (●) Day ( ) PM	(●) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)
Twin Towers Correctional Facility	172 Safety Check Deputy

Individual Force Used		Individual Category
Hobble, WRAP	(●) Directed ( ) Rescue ( ) Medical Assist	( ) 1 (●) 2 ( ) 3

[X] Injured [ ] Treated [ ] Admitted Facility: ______ Coroner Case #

E__

Employee #	Last Name	First Name	Middle I.	Rank

Sex	Race	Height	Weight	Age	Shift	
( ) M ( ) F					( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)

Individual Force Used		Individual Category
	( ) Directed ( ) Rescue ( ) Medical Assist	( ) 1 ( ) 2 ( ) 3

[ ] Injured [ ] Treated [ ] Admitted Facility: ______ Coroner Case #

E__

Employee #	Last Name	First Name	Middle I.	Rank

Sex	Race	Height	Weight	Age	Shift	
( ) M ( ) F					( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)

Individual Force Used		Individual Category
	( ) Directed ( ) Rescue ( ) Medical Assist	( ) 1 ( ) 2 ( ) 3

[ ] Injured [ ] Treated [ ] Admitted Facility: ______ Coroner Case #

E__

Employee #	Last Name	First Name	Middle I.	Rank

Sex	Race	Height	Weight	Age	Shift	
( ) M ( ) F					( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)

Individual Force Used		Individual Category
	( ) Directed ( ) Rescue ( ) Medical Assist	( ) 1 ( ) 2 ( ) 3

[ ] Injured [ ] Treated [ ] Admitted Facility: ______ Coroner Case #

E__

Employee #	Last Name	First Name	Middle I.	Rank

Sex	Race	Height	Weight	Age	Shift	
( ) M ( ) F					( ) EM ( ) Day ( ) PM	( ) Regular Shift ( ) OT Shift ( ) Off Duty

Unit of Assignment	Work Assignment (Unit #, Module, etc.)

Individual Force Used		Individual Category
	( ) Directed ( ) Rescue ( ) Medical Assist	( ) 1 ( ) 2 ( ) 3

[ ] Injured [ ] Treated [ ] Admitted Facility: ______ Coroner Case #

Supervisor's Report on Use of Force
SUSPECT INFORMATION

0 2 0 - 0 0 2 6 7 - 5 8 0 0 - 0 5 7

Suspect Information

S 1

Last Name: Garcia Torres | First Name: Jose | Middle Name: NMN | Armed? Select: Not Armed

AKA Last Name: | First Name: | Middle Name:

Sex: (●) Male ( ) Female | Race: H | Age: 26 | Height: 507 | Weight: 187 | D.O.B: 12/18/92 | Phone #1: ( ) H ( ) W (●) C [redacted] | Phone #2: ( ) H ( ) W ( ) C [redacted]

Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Booking #: 5704028 | Primary Charge Code: 10851(a) CVC | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES (●) NO | Name: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: LCMC | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: MD. Crow #[redacted] | Address: 2051 Marengo St., Los Angeles | Phone #: (323)409-8683

Under Influence: ( ) YES (●) NO | Substance: | 5150 a factor in force? ( ) YES (●) NO User's guide provides direction on this entry

Suspect Interview

Date: 02/02/2020 | Time: 2127 | ☐ Audiotape: | ☒ Videotape: | ☒ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION

020 - 00267 - 5800 - 057

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Leflore	Jena	M.

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
TTCF	T/2 1/2/3, ERT Sgt	○ EM ◉ Day ○ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Cienfuegos	Adam	R.

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
TTCF	162 F/2	○ EM ◉ Day ○ PM	○ Regular ◉ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Lundin	Tyson	J.

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
TTCF	272 F/1	○ EM ◉ Day ○ PM	◉ Regular ○ OT ○ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

☐ **Additional Witness**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION - Continuation

0 2 0 - 0 0 2 6 7 - 5 8 0 0 - 0 5 7

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name	
[redacted]	Gonzalez	Joseph		
Unit of Assignment:	**Work Assignment (Unit #, Module, etc.):**	**Shift:**		
TTCF	121 F/1	○ EM ◉ Day ○ PM	◉ Regular ○ OT ○ Off Duty	
Emp. #	**Last Name**	**First Name**	**Middle Name**	
[redacted]	Ramon Hurtado	Jackson	I.	
Unit of Assignment:	**Work Assignment (Unit #, Module, etc.):**	**Shift:**		
TTCF	242 F/2	○ EM ◉ Day ○ PM	◉ Regular ○ OT ○ Off Duty	
Emp. #	**Last Name**	**First Name**	**Middle Name**	
[redacted]	Rico	Adrian	A.	
Unit of Assignment:	**Work Assignment (Unit #, Module, etc.):**	**Shift:**		
TTCF	271 Title 15 CA	○ EM ◉ Day ○ PM	◉ Regular ○ OT ○ Off Duty	

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**
Last Name	**First Name**	**Middle Name**	**Age**	**D.O.B.**
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**
Last Name	**First Name**	**Middle Name**	**Age**	**D.O.B.**
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**
Last Name	**First Name**	**Middle Name**	**Age**	**D.O.B.**
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**
Last Name	**First Name**	**Middle Name**	**Age**	**D.O.B.**
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**
Last Name	**First Name**	**Middle Name**	**Age**	**D.O.B.**
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**
Last Name	**First Name**	**Middle Name**	**Age**	**D.O.B.**
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**
Last Name	**First Name**	**Middle Name**	**Age**	**D.O.B.**
Street Address	**City**	**Zip Code**	**Phone #1**	**Phone #2**

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Garcia Torres	S#1	Morales	E#1	RS	NN	AR
Garcia Torres	S#1	Morales	E#1	BF	RM	FA
Garcia Torres	S#1	Rodriguez	E#2	RS	NN	AR
Garcia Torres	S#1	Rodriguez	E#2	PO	NN	FI
Garcia Torres	S#1	Allen	E#5	PK	NN	CH
Morales	E#1	Garcia Torres	S#1	CT	NN	AR
Morales	E#1	Garcia Torres	S#1	PH	BR	FA
Rodriguez	E#2	Garcia Torres	S#1	TT	BR	CH
Rodriguez	E#2	Garcia Torres	S#1	CT	NN	CH
Rodriguez	E#2	Garcia Torres	S#1	RH	NN	AR
Rodriguez	E#2	Garcia Torres	S#1	RO	NN	BK
Torres	E#3	Garcia Torres	S#1	TT	BR	CH
Torres	E#3	Garcia Torres	S#1	CT	NN	AR
Torres	E#3	Garcia Torres	S#1	RH	NN	WR
Torres	E#3	Garcia Torres	S#1	RO	NN	AK
[redacted]	E#4	Garcia Torres	S#1	CT	NN	LE
[redacted]	E#4	Garcia Torres	S#1	RO	NN	LE
Allen	E#5	Garcia Torres	S#1	TT	NN	AR
Allen	E#5	Garcia Torres	S#1	RH	NN	WR
Allen	E#5	Garcia Torres	S#1	CT	NN	LE
Allen	E#5	Garcia Torres	S#1	PH	NN	LE
Allen	E#5	Garcia Torres	S#1	RO	NN	LE

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST				
Name	E# or S#	Name	E# or S#	Method (Code)	Type of Injury (Code)	Body Part (Code)
[redacted]	E#6	Garcia Torres	S#1	HB	NN	AK
Morales	E#7	Garcia Torres	S#1	CT	NN	BK
Barraza	E#8	Garcia Torres	S#1	TT	BR	CH
Barraza	E#8	Garcia Torres	S#1	CT	BR	HE
Barraza	E#8	Garcia Torres	S#1	RH	NN	WR
[redacted]	E#9	Garcia Torres	S#1	HB	NN	AK
[redacted]	E#9	Garcia Torres	S#1	RO	NN	LE

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT: **Category 3 Use of Force - Skeletal Fracture**

IAB FILE NUMBERS: **FO2502782**

URN#: **020-00267-5800-057**

DATE/TIME: **February 2, 2020 / 0919 hours**

LOCATION: **450 Bauchet Street, Los Angeles**

SYNOPSIS

On February 2, 2020, an Internal Affairs Bureau (IAB) Force/Shooting Response Team comprised of Lieutenant Eric Smitson, Sergeant Troy Rodriquez, and Sergeant Victor Puebla responded to Twin Tower's Correctional Facility regarding a use of force which resulted in a fractured rib.

On February 2, 2020, Emergency Response Teams (ERT) One and Two were activated to conduct a search for "Pruno." Witness Leflore briefed the mission of the search and said what should be done if an inmate refused to follow orders. The ERT Teams under the supervision of Witness Leflore and Senior Line Deputy Morales responded to Module 242 C-Pod.

> **IAB NOTE:** "Pruno" is jail made alcohol produced from fermented fruit, bread and other limited jail ingredients.

The deputies searched C-Pod and located Suspect Garcia Torres inside the dayroom restroom. Suspect Garcia Torres was seated on the toilet. He began using profanity toward the deputies for opening the door and interrupting his usage of the restroom. Based on Suspect Garcia Torres' behavior, the deputies were uncertain if he was actually using the toilet or trying to conceal or destroy contraband. Senior Line Deputy Morales attempted to deescalate the situation. Suspect Garcia Torres threatened to spit on Senior Line Deputy Morales as her gathered saliva in his mouth. Senior Line Deputy Morales grabbed Suspect Garcia Torres's right arm and redirected his face away from him with his left hand, preventing an assault.

IAB NOTE: The dayroom restroom is a small rectangular room with a single toilet and a door which can close, but cannot be locked.

Other deputies of the ERT Team saw what was occurring and rushed into the restroom, removed Suspect Garcia Torres, and conducted a team takedown. Suspect Garcia Torres was face down on the floor where he had a spit mask applied, handcuffed, and a hobble restraint secured around his ankles.

IAB NOTE: A hobble restraint device is used to hold the ankles together. The hobble restraint is made of a one inch wide webbed belt with an attached one inch wide steel, alligator-jawed, friction-locking clip and a metal-snap swivel.

Witness Leflore directed the deputies to place Suspect Garcia Torres in the WRAP restraint device. While the deputies tried to apply the components of the WRAP restraint, Senior Line Deputy Morales saw Suspect Garcia Torres attempt to bite Deputy Rodriguez though his spit mask. Senior Line Deputy Morales punched Suspect Garcia Torres three times in the face to stop his assault. After being punched, Suspect Garcia Torres bled from his face and mouth area. Suspect Garcia Torres spat through the spit mask at the deputies who were attempting to restrain and control him. Suspect Garcia Torres' bloody salvia struck Senior Line Deputy Morales in the face. Senior Line Deputy Morales immediately punched Suspect Garcia Torres in the face to stop his assault.

IAB NOTE: The "WRAP" restraint device is a four (4) piece restraint system consisting of a locking shoulder harness, leg restraint, 3-inch wide ankle strap and a tactical bag. The WRAP restraint device is designed to immobile a person's body and inhibit their ability to kick, hit or inflict harm upon oneself or others.

When the lower extremity portion of the WRAP restraint was being applied, Suspect Garcia Torres kicked backward with his feet and into Deputy Allen. Deputy Allen countered Suspect Garcia Torres actions and punched him one time on the right hamstring. Suspect Garcia Torres was subsequently secured in the WRAP restraint device and placed onto the WRAP Cart.

IAB NOTE: The WRAP Cart provides a safe, secure, and comfortable transport device for a person restrained in the WRAP.

Suspect Garcia Torres was removed from the Module and taken to receive medical treatment. Sergeant Short interviewed Suspect Garcia Torres regarding the use of force and took photographs of the suspect's injuries **[Exhibit C]**. It was later determined at the Los Angeles Medical Center Jail Ward Suspect Garcia Torres sustained a fractured rib.

INVOLVED EMPLOYEE AND WORK HISTORY

Johnny Morales, Senior Line Deputy, #[redacted]
Custody Division
Twin Towers Correctional Facility

Work History

Date of Employment:	June 14, 2001
Prior Founded Force Incidents:	[redacted]

Equipment Worn On Person

Radio, Helmet

> **IAB NOTE:** Senior Line Deputy Morales was uncertain if he wore his Oleoresin Capsicum (OC) Spray and Handcuffs on his belt.

INVOLVED EMPLOYEE AND WORK HISTORY

Joseph Rodriguez, Deputy Sheriff, #[redacted]
Custody Division
Twin Towers Correctional Facility

Work History

Date of Employment:	May 25, 2017
Prior Founded Force Incidents:	[redacted]

Equipment Worn On Person

Radio, Oleoresin Capsicum (OC) Spray, Handcuffs, Helmet, Flak Jacket

INVOLVED EMPLOYEE AND WORK HISTORY

Daniel Torres, Deputy Sheriff, #[redacted]
Custody Division
Twin Towers Correctional Facility

Work History

Date of Employment:	September 6, 2018
Prior Founded Force Incidents:	[redacted]

Equipment Worn On Person

Radio, Oleoresin Capsicum (OC) Spray, Handcuffs, Helmet, Flak Jacket

INVOLVED EMPLOYEE AND WORK HISTORY

[redacted] Deputy Sheriff, #[redacted]
Custody Division
Twin Towers Correctional Facility

Work History

Date of Employment:	June 14, 2018
Prior Founded Force Incidents:	[redacted]

Equipment Worn On Person

Radio, Oleoresin Capsicum (OC) Spray, Handcuffs, Helmet, Flak Jacket

INVOLVED EMPLOYEE AND WORK HISTORY

Jacob Allen, Deputy Sheriff, #[redacted]
Custody Division
Twin Towers Correctional Facility

Work History

Date of Employment:	October 26, 2017
Prior Founded Force Incidents:	[redacted]

Equipment Worn On Person

Radio, Oleoresin Capsicum (OC) Spray, Handcuffs, Helmet, Flak Jacket

INVOLVED EMPLOYEE AND WORK HISTORY

[redacted] Deputy Sheriff, #[redacted]
Custody Division
Twin Towers Correctional Facility

Work History

Date of Employment:	October 13, 2016
Prior Founded Force Incidents:	[redacted]

Equipment Worn On Person

Radio, Oleoresin Capsicum (OC) Spray, Handcuffs, Helmet, Flak Jacket

INVOLVED EMPLOYEE AND WORK HISTORY

Jonathan Morales, Deputy Sheriff, #[redacted]
Custody Division
Twin Towers Correctional Facility

Work History

Date of Employment: February 21, 2017
Prior Founded Force Incidents: [redacted]

Equipment Worn On Person

Radio, Oleoresin Capsicum (OC) Spray, Handcuffs, Helmet, Flak Jacket

INVOLVED EMPLOYEE AND WORK HISTORY

Eric Barraza, Deputy Sheriff, #[redacted]
Custody Division
Twin Towers Correctional Facility

Work History

Date of Employment: March 15, 2018
Prior Founded Force Incidents: [redacted]

Equipment Worn On Person

Radio, Oleoresin Capsicum (OC) Spray, Handcuffs, Helmet, Flak Jacket

INVOLVED EMPLOYEE AND WORK HISTORY

[redacted] Deputy Sheriff, #[redacted]
Custody Division
Twin Towers Correctional Facility

Work History

Date of Employment: June 3, 2019
Prior Founded Force Incidents: [redacted]

Equipment Worn On Person

Radio, Oleoresin Capsicum (OC) Spray, Handcuffs, Helmet, Flak Jacket

INMATE INFORMATION

Jose Garcia Torres

Male, Hispanic, DOB: December 18, 1992, 5'07", 187 pounds
[redacted]

CII # [redacted] MAIN # [redacted] FBI # [redacted]

> **IAB Note:** A copy of Inmate Garcia Torres' criminal history was included in the case book **[Miscellaneous Documents]**.

INMATE'S INJURIES

Inmate Garcia Torres sustained a fractured 9th rib on the right side of his chest over his liver, and had facial trauma. Refer to medical records **[Miscellaneous Documents]**. During the IAB investigators' videotaped interview with Inmate Garcia Torres, his injuries were documented and additional photographs were taken **[Exhibit D]**.

DEPUTY PERSONNEL INJURIES

Senior Line Deputy Morales sustained an abrasion to the knuckle on the little finger of his right hand. Deputy [redacted] sustained an abrasion to the knuckle on the middle finger of his right hand. Refer to photographs **[Exhibit C]**.

PHYSICAL EVIDENCE

The DVTel video surveillance from Twin Towers Correctional Facility was collected and submitted with the case book. The following are segments of the Twin Towers Correctional Facility DVTel video surveillance footage. The referenced times indicated below for the DVTel video surveillance footage is the run time for each video clip. The times indicated on Witness Leflore's camera footage is the actual time of day the video file was recorded **[Exhibit B]**.

> **IAB NOTE:** DVTel is a security and surveillance video management system.

242 ABC IR Camera 3 and 4

0:00:22 - Deputies made entry into Module 242 C-Pod.

0:02:42 - Deputies began to remove contraband items from C-Pod.

0:07:11 - A custody assistant took the WRAP restraint device to deputies inside C-Pod.

0:08:05 - The WRAP cart was taken into C-Pod.

0:12:16 - Senior Line Deputy Morales exited C-Pod.

0:12:45 - Senior Line Deputy Morales reentered C-Pod.

242 C-Pod Camera 1

0:00:28 - Deputies made entry into Module 242 C-Pod.

0:04:40 - Witness Leflore gave a video camera to Deputy Barazza to record incident.

0:07:23 - A custody assistant gave the WRAP restraint device to Witness Ramon Hurtado.

0:13:23 - Deputies placed Suspect Garcia Torres on the WRAP Cart.

242 C-Pod Camera 2

00:00:27 - Inmates within C-Pod are alerted to deputies outside the module.

00:00:30 - A deputy was seen inside the Module and Suspect Garcia Torres entered the dayroom restroom while other inmates went to cells and bunks.

00:00:43 - Deputies began searching the Module 242 C-Pod.

00:03:10 - Deputy Morales opened the C-Pod dayroom restroom door with Suspect Garcia Torres inside.

00:03:33 - Deputy Torres opened the restroom door and looked inside. Suspect Garcia Torres was seen, in a seated position, on the toilet.

00:03:41 - Deputy Torres attempted to close the restroom door and Suspect Garcia Torres pushed it back open. Senior Line Deputy Morales moved toward the dayroom restroom.

00:04:04 - Senior Line Deputy Morales moved into the restroom to contact Suspect Garcia Torres who was followed by multiple deputies from the ERT Team.

00:04:13 - Deputies pulled Suspect Garcia Torres from the restroom, took him to the floor face down, handcuffed, and hobbled him.

00:04:41 - Witness Leflore gave Deputy Barraza the camera to record the incident.

IAB NOTE: The remainder video footage of the incident was recorded by Deputy Barraza on a hand held camera from ground level. It provided similar video coverage; however, it provided an audio recording for a portion of the incident.

Witness Leflore's Camera

09:20:38 - Deputies applied the hobble restraint to Suspect Garcia Torres' ankles.

09:21:16 - Witness Leflore requested a WRAP restraint and cart to 242 C-Pod.

09:21:33 - Witness Leflore directed deputies to put Suspect Garcia Torres on his side and pull up his pants.

09:21:58 - Witness Leflore told deputies to apply a spit mask to Suspect Garcia Torres.

09:22:22 - Witness Leflore told deputies to place Suspect Garcia Torres on his side and to adjust his spit mask so they can take him out of the module.

09:22:49 - Suspect Garcia Torres was rolled onto his side and he kicked his legs at the deputy holding them. Witness Leflore gave Suspect Garcia Torres commands to stop resisting and he was verbally belligerent.

09:23:24 - Witness Leflore gave Deputy [redacted] the yellow ankle strap that was part of the WRAP restraint device to be applied.

09:24:37 - Witness Leflore directed deputies to apply pressure to Suspect Garcia Torres' thighs and feet to gain control of his feet. Suspect Garcia Torres made the statement, "Come on big boy."

09:24:37 - Suspect Garcia Torres resisted deputies in their efforts to control him and again stated, "Come on boy."

09:24:45 - Deputy Rodriguez was seen pulling his right hand away from the Suspect Garcia Torres' head and Senior Line Deputy Morales

punched Suspect Garcia Torres three times in the face and told him, "Don't fuckin' bite asshole."

09:24:59 - Suspect Garcia Torres spat and Senior Line Deputy Morales asked for another spit mask.

09:25:01 - Suspect Garcia Torres spat, Senior Line Deputy Morales punched the suspect in the face and order Suspect Garcia Torres to "Stop fucking spitting." Witness Leflore concurrently told Suspect Garcia Torres to stop spitting.

09:25:20 - An additional spit mask was applied to Suspect Garcia Torres by Deputy Rodriguez.

09:25:59 - Deputies rolled Suspect Garcia Torres over and onto the lower portion of the WRAP restraint device.

09:26:07 - Suspect Garcia Torres kicked his legs backward, and Deputy Allen punched the suspect in the back of his right thigh. Witness Leflore told Suspect Garcia Torres to stop resisting and to calm down.

09:27:22 - Witness Leflore directed deputies to apply the upper portion of the WRAP restraint device.

09:29:07 - Suspect Garcia Torres was lifted up and placed on the WRAP Cart for transportation.

INVESTIGATOR'S OBSERVATIONS

IAB investigators Sergeants Troy Rodriquez and Victor Puebla conducted an interview of Suspect Garcia Torres on February 2, 2020 at 2127 hours. When the interview was conducted, they observed Suspect Garcia Torres had bruising to his right eye, cheek, right jaw area, and lips. Suspect Garcia Torres additionally had bruising behind his right ear, redness to the left side of his head, left neck line, right chest, front right shoulder, rear left shoulder, left lower back, right lower abdomen, left armpit, and a linear mark on the left side of his abdomen. Suspect Garcia Torres complained of pain to his right ribcage and stated he had been told he had a broken rib.

Suspect Garcia Torres had yellowish bruising on his left front chest area from a physical altercation he had with other inmates on January 21, 2020.

LIGHTING AND WEATHER CONDITIONS

The incident took place inside a jail facility, which was illuminated with fluorescent lighting.

STATEMENTS:

The following narratives are intended only as a synopsis of the interviews. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions. IAB investigators reviewed any reports authored by the involved deputies and determined they were consistent with their IAB Administrative Force Review interviews.

INVOLVED SENIOR DEPUTY JOHNNY MORALES

On October 6, 2020, Senior Line Deputy Morales was interviewed by IAB Sergeants Troy Rodriquez and Sara Rodriguez. The interview was conducted at the Internal Affairs Bureau Office. Representing Senior Line Deputy Morales during the interview was Attorney Elizabeth Gibbons.

On February 2, 2020, Senior Line Deputy Morales was assigned as part of the Emergency Response Team (ERT). When the search was conducted of Module 242 C-Pod, his attention was directed to the dayroom restroom when he heard Suspect Garcia Torres yelling at Deputy Torres. Senior Line Deputy Morales saw Suspect Garcia Torres seated on the toilet and was very agitated. Senior Line Deputy Morales told Suspect Garcia Torres to calm down, and deputies were searching, and they would be gone shortly. Suspect Garcia Torres responded, “Hey, get the fuck out before I fuckin’ spit on you.” Senior Line Deputy Morales heard Suspect Garcia Torres gathering saliva in his mouth. Senior Line Deputy Morales grabbed ahold of Suspect Garcia Torres’ upper right arm and pushed his face away from him with his left hand. Deputies responded by grabbing Suspect Garcia Torres and Senior Line Deputy Morales handed the suspect off to personnel **[Senior Line Deputy Morales Transcript, Page 5]**.

Senior Line Deputy Morales heard Witness Leflore tell the deputies to take Suspect Garcia Torres to the floor, and to apply the hobble restraint. The deputies attempted to control Suspect Garcia Torres who “bucked” and was “flopping like a fish” as he was handcuffed and a hobble placed on his ankles. Witness Leflore told Suspect Garcia Torres to relax. Suspect Garcia Torres told Witness Leflore he could not breathe. Witness Leflore told Suspect Garcia Torres he could breathe. Suspect Garcia Torres responded by stating, “Yeah, I’m just fucking around” and laughed **[Senior Line Deputy Morales Transcript, Page 9-10]**.

When Suspect Garcia Torres was on his back, Witness Leflore said, “Can somebody put some pressure on his thighs to hold him down.” Senior Line Deputy Morales was the closest, so he laid his body across Suspect Garcia Torres’ hips.

IAB investigators asked Senior Line Deputy Morales if he considered having another deputy take over his roll. Senior Line Deputy Morales stated, “Everyone

else was pretty much preoccupied" **[Senior Line Deputy Morales Transcript, Page 10-11]**.

Senior Line Deputy Morales saw Suspect Garcia Torres tried to bite Deputy Rodriguez. Senior Line Deputy Morales stated, "He's biting" or "Stop biting," and punched Suspect Garcia Torres three times in his face to stop his assault on Deputy Rodriguez. Senior Line Deputy Morales further explained, after the third punch, he redirected Suspect Garcia Torres' face away from Deputy Rodriguez with his left hand **[Senior Line Deputy Morales Transcript, Page 11]**.

Witness Leflore requested another spit mask be applied to Suspect Garcia Torres. Senior Line Deputy Morales stated he removed his hand from Suspect Garcia Torres' face and the suspect spat blood and saliva through the spit mask and struck him in the face. Senior Line Deputy Morales immediately responded and punched Suspect Garcia Torres once in the face.

IAB investigator asked Senior Line Deputy Morales what dynamic changed to cause him to punch Suspect Garcia Torres, the second time he spat, since he redirect Suspect Garcia Torres head the first time. Senior Line Deputy Morales explained, "The first time he was trying. So I stopped him before he could. The second time it was just basically, just a quick reaction. Once, once I got the spit on my face, that's when I hit him" **[Senior Line Deputy Morales Transcript, Pages 13-14]**. Senior Line Deputy Morales further stated he left the Module to clean his face and did not see Suspect Garcia Torres being placed in the WRAP restraint device.

Senior Line Deputy Morales punched Suspect Garcia Torres four times and did not kick or knee him. Senior Line Deputy Morales did not see anyone else hit, kick, or knee Suspect Garcia Torres. Senior Line Deputy Morales did not ever place his knee on the right side of Suspect Garcia Torres' rib cage and did not know how Suspect Garcia Torres sustained the fractured rib **[Senior Line Deputy Morales Transcript, Page 16]**. Senior Line Deputy Morales stated a debriefing was not conducted with the ERT, by himself or Witness Leflore regarding the incident.

Senior Line Deputy Morales was uncertain if he was in possession of his handcuffs and OC spray when the incident occurred. Senior Line Deputy Morales confirmed he was not in possession of an X26 Taser as listed on the ERT roster. Senior Line Deputy Morales authored an Incident Report (SHAD-49) regarding his actions and observations with Suspect Garcia Torres **[Exhibit A]**.

IAB NOTE: Senior Line Deputy Morales was read the video admonishment and was shown Twin Towers Correctional Facility surveillance footage and hand held camera footage **[Exhibit B]** of the incident to assist in his recollection.

Senior Line Deputy Morales identified himself in the video as the only individual wearing a jacket and helmet with two stripes on them.

After watching the video, Senior Line Deputy Morales realized he was present when the WRAP restraint device was applied. Senior Line Deputy Morales further stated if he could change anything regarding his actions, he would have taken the initiative in directing the application of the WRAP since he felt it was done wrong. Additionally, Senior Line Deputy Morales added he did not see an opportunity to remove himself from being down on the floor with Suspect Garcia Torres and to replace himself with another ERT deputy **[Senior Line Deputy Morales Transcript, Pages 21-22]**.

INVOLVED DEPUTY JOSEPH RODRIGUEZ

On August 18, 2020, Deputy Rodriguez was interviewed by IAB Sergeants Troy Rodriquez and Francois Chang. The interview was conducted at the Internal Affairs Bureau Office. Representing Deputy Rodriguez in the interview was Attorney Sherry Lawrence.

On February 2, 2020, Deputy Rodriguez was assigned as part of the Emergency Response Team (ERT). When the search was conducted of Module 242 C-Pod, Deputy Rodriguez heard an inmate yelling at a deputy near the dayroom restroom. Deputy Rodriguez saw Senior Line Deputy Morales standing outside the restroom and Suspect Garcia Torres was seated on the toilet **[Deputy Rodriguez Transcript, Page 3]**. Deputy Rodriguez believed Senior Line Deputy Morales was attempting to defuse the situation.

Deputy Rodriguez made his way towards the restroom from cell [redacted] As he approached, he heard Suspect Garcia Torres make a "hocking noise" as if gathering saliva to spit. Deputy Rodriguez said Senior Line Deputy Morales grabbed and tried to remove Suspect Garcia Torres from the restroom **[Deputy Rodriguez Transcript, Pages 4-5]**.

Deputy Rodriguez grabbed Suspect Garcia Torres by his shirt near the bicep area, along with other deputies who pulled him from the restroom, and conducted a takedown **[Deputy Rodriguez Transcript, Page 5]**. Suspect Garcia Torres was taken to the floor and was placed with his chest to the floor, face down. Deputy Rodriguez grabbed Suspect Garcia Torres' left arm and placed it behind his back to be handcuffed. After Suspect Garcia Torres was handcuffed with the assistance from another deputy, a hobble restraint was also applied by Deputies Allen and [redacted] **[Deputy Rodriguez Transcript, Page 6]**. Suspect Garcia Torres moved his arms to prevent himself from being handcuffed, and moved his body around not letting the deputies' control him or any part of his body. When lying face down, Suspect Garcia Torres continued to move his body around in an attempt to get up. Deputy Rodriguez positioned himself with Suspect Garcia Torres' head directly in front of and between his legs. Deputy

Rodriguez attempted to pin Suspect Garcia Torres to the floor, and grasped his shirt on the left and right sides shoulder area and applied downward pressure **[Deputy Rodriguez Transcript, Page 7]**. Suspect Garcia Torres tried to get up and caused Deputy Rodriguez to lose his grip. To regain his grip, Deputy Rodriguez placed his knee across Suspect Garcia Torres' back while he adjusted his grip and removed his knee from the suspect's back.

Deputy Rodriguez heard Witness Leflore give Suspect Garcia Torres commands to stop fighting and stop resisting the deputies' efforts. Witness Leflore directed the deputies to roll Suspect Garcia Torres onto his back. A spit mask was applied to Suspect Garcia Torres and Deputy Rodriguez continued holding the suspect down by grasping his shirt on the left and right sides of the chest area and applied downward pressure. Suspect Garcia Torres continued to resist the deputies' efforts to control him and tried to sit up in a "crunch" style motion **[Deputy Rodriguez Transcript, Page 9]**.

Suspect Garcia Torres attempted to bite Deputy Rodriguez' right thumb. Deputy Rodriguez felt and saw he was about to be bitten. Senior Line Deputy Morales punched Suspect Garcia Torres in the face approximately three times with a closed fist. While striking Suspect Garcia Torres, Senior Line Deputy Morales stated, "Hey, don't bite my deputy" **[Deputy Rodriguez Transcript, Page 9]**. Deputy Rodriquez repositioned his grasp on the suspect in the same manner but further away from his mouth. Because of being punched, Suspect Garcia Torres bled from his mouth area. Suspect Garcia Torres spat through his spit mask and struck Senior Line Deputy Morales and another deputy with saliva and blood. Deputy Rodriguez redirected Suspect Garcia Torres face away from the deputies and applied another spit mask to his face.

Deputy Rodriguez stated Witness Leflore gave directions for Suspect Garcia Torres to be placed in the WRAP restraint device. Suspect Garcia Torres was sat up into a seated position and when positioned in this manner, tried to push backwards against the deputies.

The only person Deputy Rodriguez saw punch Suspect Garcia Torres was Senior Line Deputy Morales when he struck him approximately three times. Deputy Rodriguez did not see anyone else hit, kick, or knee Suspect Garcia Torres **[Deputy Rodriguez Transcript, Page 12]**. Deputy Rodriguez described Suspect Garcia Torres as very strong and hard to control. Deputy Rodriguez authored a supplemental report regarding his actions and observations with Suspect Garcia Torres **[Exhibit A]**.

IAB NOTE: Deputy Rodriguez was provided the video admonishment and was shown Twin Towers Correctional Facility surveillance footage and hand held camera footage **[Exhibit B]** of the incident to assist in his recollection.

Deputy Rodriguez identified himself in the video as the individual who wore the ERT vest with the number 9 on the back of it.

After watching the videos, in comparison to his report, it provided Deputy Rodriquez with a greater recollection and perception of the incident. Deputy Rodriguez saw he had lifted Suspect Garcia Torres and helped place him in the WRAP restraint device. Deputy Rodriguez further explained he saw that he had placed the second spit mask over the head of Suspect Garcia Torres.

INVOLVED EMPLOYEE DEPUTY DANIEL TORRES

On August 28, 2020, Deputy Torres was interviewed by IAB Sergeants Troy Rodriquez and Sara Rodriguez. The interview was conducted at the Internal Affairs Bureau Office. Representing Deputy Torres in the interview was Attorney Amy Johnson.

On February 2, 2020, Deputy Torres was assigned as part of the Emergency Response Team (ERT). When the search was conducted of Module 242 C-Pod, Deputy Torres heard "rustling" inside the dayroom restroom. Deputy Torres attempted to open the restroom door to check if someone was inside, but the door was pulled shut. Deputy Torres opened the door with additional force and saw Suspect Garcia Torres seated on the toilet with his pants halfway down. Suspect Garcia Torres responded to the door being opened and stated, "What the fuck. I'm trying to take a shit." Deputy Torres told Suspect Garcia Torres to calm down, but the suspect only became more agitated **[Deputy Torres Transcript, Page 6]**.

Senior Line Deputy Morales went to the restroom and told Suspect Garcia Torres to relax and the deputies would be out of the Module shortly. While seated on the toilet, Suspect Garcia Torres leaned forward as if to stand up. Senior Line Deputy Morales attempted to grab ahold of Suspect Garcia Torres when he was seated on the toilet. Suspect Garcia Torres stood up and Senior Line Deputy Morales pinned him against the restroom wall with his forearm. Deputy Torres entered the restroom and grabbed Suspect Garcia Torres' upper left arm and wrist area **[Deputy Torres Transcript, Pages 7-9]**. Deputy Torres along with Deputies Allen and Morales conducted a takedown and guided Suspect Garcia Torres to the floor. Deputy Torres maintained control of Suspect Garcia Torres' left arm and with the assistance of Deputy Allen, they handcuffed the suspect as he resisted and separated his arms **[Deputy Torres Transcript, Pages 11-12]**.

Deputy Torres transitioned to Suspect Garcia Torres' legs and applied pressure to his left hamstring with his knee. Suspect Garcia Torres was "squirming" around and tried to push the deputies off. Deputy Torres crossed Suspect Garcia Torres' ankles, bent his legs toward his buttocks while face down, and applied forward pressure with his body weight. Suspect Garcia Torres resisted and pushed his legs back against Deputy Torres' chest.

Deputy Torres stated he heard someone say Suspect Garcia Torres was attempting to bite, but did not hear anything about spitting and did not see either occur **[Deputy Torres Transcript, Page 14-15]**. Deputy Torres assisted other deputies and placed Suspect Garcia Torres in the WRAP restraint device. Deputy Torres assisted with the yellow strap around the ankles and helped sit Suspect Garcia Torres upright to apply the upper portion of the device. Deputy Torres heard commands given to Suspect Garcia Torres to stop fighting and the suspect responded with profanities. Deputy Torres did not see anyone hit, kick, or knee Suspect Garcia Torres. Deputy Torres authored a supplemental report regarding his actions and observations with Suspect Garcia Torres **[Exhibit A]**.

> **IAB NOTE:** Deputy Torres was provided the video admonishment and was shown Twin Towers Correctional Facility surveillance footage and hand held camera footage **[Exhibit B]** of the incident to assist in his recollection.

Deputy Torres identified himself in the video as the individual who wore the ERT vest with the number 1 on the back of it.

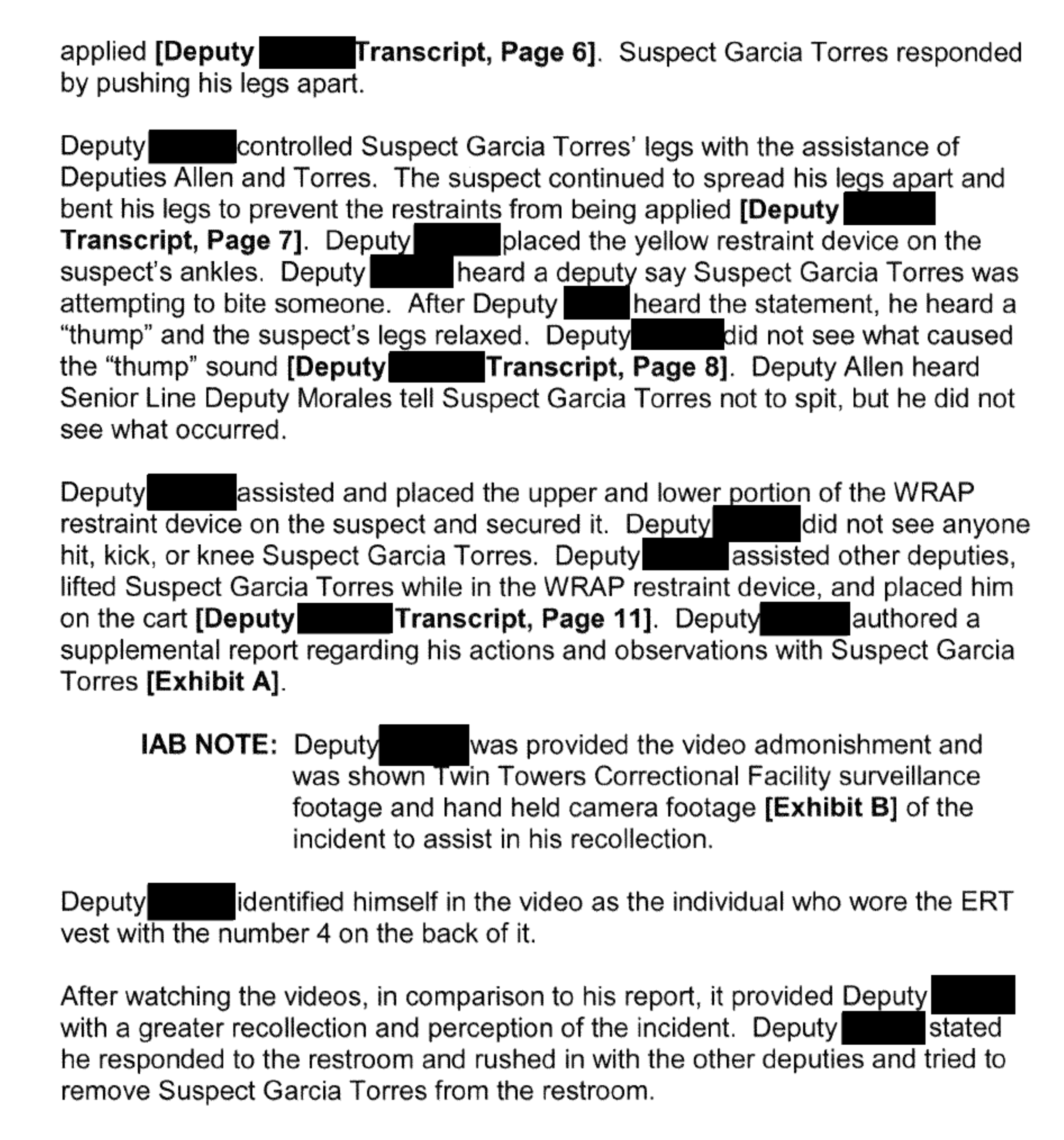
After watching the videos, in comparison to his report, it provided Deputy Torres with a greater recollection and perception of the incident. Deputy Torres saw he placed the upper portion of the WRAP restraint device on Suspect Garcia Torres and placed him on the WRAP Cart.

INVOLVED EMPLOYEE DEPUTY [redacted]

On August 26, 2020, Deputy [redacted] was interviewed by IAB Sergeants Troy Rodriquez and Sara Rodriguez. The interview was conducted at the Internal Affairs Bureau Office. Representing Deputy [redacted] in the interview was Attorney Elizabeth Gibbons.

On February 2, 2020, Deputy [redacted] was assigned as part of the Emergency Response Team (ERT). When the search was conducted of Module 242 C-Pod, Deputy [redacted] heard an inmate yell at Senior Line Deputy Morales and another deputy at the dayroom restroom. Deputy [redacted] saw Senior Line Deputy Morales and the deputy enter the restroom, but he could not see what occurred inside from his position within the Pod **[Deputy [redacted] Transcript, Page 5]**.

Suspect Garcia Torres was irate and yelled loudly. As Suspect Garcia Torres was escorted from the restroom, he dropped his body weight to the floor and fell forward. The deputies, who were holding Suspect Garcia Torres arms, controlled his fall and did not allow him to fall face first onto the concrete floor.
When Suspect Garcia Torres was on the floor, Deputy [redacted] saw the deputies were overpowered as they tried to control his legs. Deputy [redacted] grabbed the suspect's ankles and tried to push them together for the hobble restraint to be



applied **[Deputy [redacted] Transcript, Page 6]**. Suspect Garcia Torres responded by pushing his legs apart.

Deputy [redacted] controlled Suspect Garcia Torres' legs with the assistance of Deputies Allen and Torres. The suspect continued to spread his legs apart and bent his legs to prevent the restraints from being applied **[Deputy [redacted] Transcript, Page 7]**. Deputy [redacted] placed the yellow restraint device on the suspect's ankles. Deputy [redacted] heard a deputy say Suspect Garcia Torres was attempting to bite someone. After Deputy [redacted] heard the statement, he heard a "thump" and the suspect's legs relaxed. Deputy [redacted] did not see what caused the "thump" sound **[Deputy [redacted] Transcript, Page 8]**. Deputy Allen heard Senior Line Deputy Morales tell Suspect Garcia Torres not to spit, but he did not see what occurred.

Deputy [redacted] assisted and placed the upper and lower portion of the WRAP restraint device on the suspect and secured it. Deputy [redacted] did not see anyone hit, kick, or knee Suspect Garcia Torres. Deputy [redacted] assisted other deputies, lifted Suspect Garcia Torres while in the WRAP restraint device, and placed him on the cart **[Deputy [redacted] Transcript, Page 11]**. Deputy [redacted] authored a supplemental report regarding his actions and observations with Suspect Garcia Torres **[Exhibit A]**.

> **IAB NOTE:** Deputy [redacted] was provided the video admonishment and was shown Twin Towers Correctional Facility surveillance footage and hand held camera footage **[Exhibit B]** of the incident to assist in his recollection.

Deputy [redacted] identified himself in the video as the individual who wore the ERT vest with the number 4 on the back of it.

After watching the videos, in comparison to his report, it provided Deputy [redacted] with a greater recollection and perception of the incident. Deputy [redacted] stated he responded to the restroom and rushed in with the other deputies and tried to remove Suspect Garcia Torres from the restroom.

<u>INVOLVED EMPLOYEE DEPUTY JACOB ALLEN</u>

On August 31, 2020, Deputy Allen was interviewed by IAB Sergeants Troy Rodriquez and Sara Rodriguez. The interview was conducted at Twin Towers Correctional Facility.

On February 2, 2020, Deputy Allen was assigned as part of the Emergency Response Team (ERT). When the search was conducted of Module 242 C-Pod, Deputy Allen heard Suspect Garcia Torres state, he would not come out of the restroom. The suspect said, he would "Whoop their asses" and shouted profanities at Senior Line Deputy Morales **[Deputy Allen Transcript, Page 4]**.

Deputy Allen heard Senior Line Deputy Morales or Witness Leflore order the ERT to remove Suspect Garcia Torres from the restroom to prevent him from flushing possible contraband **[Deputy Allen Transcript, Page 5]**. Deputy Allen grabbed ahold of Suspect Garcia Torres' right arm, and with additional deputies, they attempted to remove the suspect from the restroom. Suspect Garcia Torres tensed his body and tried to make himself heavy and unable to be move. Suspect Garcia Torres "wiggled" and attempted to get free from their grasp. Deputy Allen and the other deputies controlled Suspect Garcia Torres' fall to the floor and placed him face down **[Deputy Allen Transcript, Pages 6-7]**.

While face down on the floor, Deputy Allen maintained control of Suspect Garcia Torres' right arm and Deputy Torres controlled his left arm, together they handcuffed the suspect's hands behind his back. Deputy Allen saw Deputy Rodriguez push downward on Suspect Garcia Torres' upper back to control his upper body. After Suspect Garcia Torres was handcuffed, Deputy Allen repositioned himself and controlled the suspect' legs with Deputy [redacted] Suspect Garcia Torres resisted their efforts and kicked his feet while deputies attempted to apply the hobble restraint **[Deputy Allen Transcript, Pages 8-9]**.

Suspect Garcia Torres kicked backward as Deputy Allen held his legs, which caused Deputy Allen to be pinned against the sink, where he almost hit his head. Deputy Allen responded to Suspect Garcia Torres action and punched him once in the right hamstring. The suspect stopped kicking and Deputies Allen, Torres, and [redacted] were able to apply the WRAP restraint device on Suspect Garcia Torres' legs **[Deputy Allen Transcript, Page 10]**.

Deputy Allen heard Deputy Rodriguez say Suspect Garcia Torres was trying to bite him. Deputy Allen saw Senior Line Deputy Morales punch Suspect Garcia Torres three times in the face to prevent Deputy Rodriguez from being bit. Senior Line Deputy Morales told Suspect Garcia Torres not to bite. Shortly afterwards, Deputy Allen heard a deputy say Suspect Garcia Torres had spat **[Deputy Allen Transcript, Pages 11-12]**.

Deputy Allen did not see anyone else hit, kick, or knee Suspect Garcia Torres. Deputy Allen described Suspect Garcia Torres as extremely strong and hard to control. Deputy Allen authored a supplemental report regarding his actions and observations with Suspect Garcia Torres **[Exhibit A]**.

> **IAB NOTE:** Deputy Allen was provided the video admonishment and was shown Twin Towers Correctional Facility surveillance footage and hand held camera footage **[Exhibit B]** of the incident to assist in his recollection.

Deputy Allen identified himself in the video as the individual who wore the ERT vest with the number 2 on the back of it. Deputy Allen further stated after he reviewed the video footage, he did not have any additional information to add or clarify in his supplemental report.

INVOLVED EMPLOYEE DEPUTY [redacted]

On August 26, 2020, Deputy [redacted] was interviewed by IAB Sergeants Troy Rodriquez and Sara Rodriguez. The interview was conducted at the Twin Towers Correctional Facility, in the Captain's conference room on the 8th floor.

On February 2, 2020, Deputy [redacted] was assigned as part of the Emergency Response Team (ERT). When the search was conducted of Module 242 C-Pod, Deputy [redacted] heard screaming from the dayroom restroom and saw Senior Line Deputy Morales as he talked to Suspect Garcia Torres inside. Suspect Garcia Torres told Senior Line Deputy Morales "Fuck you, I'm taking a shit." Suspect Garcia Torres asked Senior Line Deputy Morales for his name and shortly afterwards, the deputies rushed into the restroom **[Deputy [redacted] Transcript, Page 4]**.

Deputy [redacted] view was obstructed and was unable to see what happened inside the restroom. Deputy [redacted] stated Suspect Garcia Torres was pulled from the restroom and guided straight to the floor. When Suspect Garcia Torres was on the floor, a hobble restraint was requested to be placed on the suspect. Deputy [redacted] was assisted by Deputies Allen and Torres who controlled Suspect Garcia Torres' legs as the hobble restraint was applied by Deputy [redacted] **[Deputy [redacted] Transcript, Page 5]**. Suspect Garcia Torres kicked backwards and resisted the hobble restraint being applied.

Deputy [redacted] heard Witness Leflore request for a WRAP restraint device. Deputy [redacted] got the keys from Senior Line Deputy Morales and left the Module to obtain the WRAP restraint device and the WRAP Cart. Deputy [redacted] returned to the Module and provided Deputy Rodriguez with a spit mask to be placed on Suspect Garcia Torres. Deputy [redacted] assumed a security position and watched the inmates on their bunks. Suspect Garcia Torres yelled profanities at the deputies during the application of the WRAP device. Deputy [redacted] did not see anyone hit, kick, or knee Suspect Garcia Torres. Deputy [redacted] authored a supplemental report regarding his actions and observations with Suspect Garcia Torres **[Exhibit A]**.

> **IAB NOTE:** Deputy [redacted] was provided the video admonishment and was shown Twin Towers Correctional Facility surveillance footage and hand held camera footage **[Exhibit B]** of the incident to assist in his recollection.

Deputy [redacted] identified himself in the video as the individual who wore the ERT vest with the number 5 on the back. Deputy [redacted] clarified there were two deputies who wore vests with the number 5 on the back of them and he was the shorter of the two. Deputy [redacted] further stated after he reviewed the video footage, he did not have any additional information to add or clarify in his supplemental report.

IAB NOTE: Deputy [redacted] was interviewed a second time on October 1, 2020. During this interview, it was established the answers he provided after he watched the videos and were not a new recollection of events, but an account of what he had seen and heard on the videos.

INVOLVED EMPLOYEE DEPUTY JONATHAN MORALES

On August 31, 2020, Deputy Morales was interviewed by IAB Sergeants Troy Rodriquez and Sara Rodriguez. The interview was conducted at the Twin Towers Correctional Facility, in the conference room on the 8th floor.

On February 2, 2020, Deputy Morales was assigned as part of the Emergency Response Team (ERT). As the search of the Module was conducted, Deputy Morales checked to see if the dayroom restroom was empty. When he opened the door, he saw Suspect Garcia Torres seated on the toilet using the restroom **[Deputy Morales Transcript, Page 3]**. Suspect Garcia Torres immediately shouted at Deputy Morales when the door opened. Deputy Morales closed the door to allow Suspect Garcia Torres time to finish.

Deputy Morales said other deputies went and opened to the restroom door and Suspect Garcia Torres shouted profanities at them. Senior Line Deputy Morales went to the restroom and tried to calm Suspect Garcia Torres down but he refused and continued to shout profanities. Deputies conducted a takedown of Suspect Garcia Torres. Deputy Morales' view was obstructed because of his height, and he did not see what occurred prior to the takedown **[Deputy Morales Transcript, Page 5]**.

When Suspect Garcia Torres was on the floor face down, Deputy Morales placed his left forearm diagonal across the suspect's shoulder blades to control him. Witness Leflore directed a spit mask be placed onto Suspect Garcia Torres. Deputy Morales placed a spit mask over the head of Suspect Garcia Torres and removed a towel he had draped around his neck. Suspect Garcia Torres yelled profanities throughout the incident and thrashed about from side to side and up and down **[Deputy Morales Transcript, Page 7]**. Suspect Garcia Torres was given repeated commands to calm down and relax. Deputy Morales stated Suspect Garcia Torres had visible spit coming out of his mouth "like a bulldog."

After the spit mask was applied, Deputy Morales provided security for the deputies who were still dealing with Suspect Garcia Torres. Deputy Morales did not see anyone hit, kick, or knee Suspect Garcia Torres nor did he hear anyone say anything regarding biting or spitting during the incident **[Deputy Morales Transcript, Page 8]**. Deputy Morales saw Suspect Garcia Torres when he was placed in the WRAP restraint device, but could not recall the details of how it occurred. Deputy Morales authored a supplemental report regarding his actions and observations with Suspect Garcia Torres **[Exhibit A]**.

IAB NOTE: Deputy Morales was provided the video admonishment and was shown Twin Towers Correctional Facility surveillance footage and hand held camera footage **[Exhibit B]** of the incident to assist in his recollection.

Deputy Morales identified himself in the video as the individual who wore the ERT vest without any number on the back and his last name written on the tape on his helmet. Deputy Morales further stated after he reviewed the video footage, he did not have any additional information to add or clarify in his supplemental report.

INVOLVED EMPLOYEE DEPUTY ERIC BARRAZA

On August 26, 2020, Deputy Barraza was interviewed by IAB Sergeants Troy Rodriquez and Jason Cunningham. The interview was conducted at the Internal Affairs Bureau Office. Representing Deputy Barraza in the interview was Attorney Elizabeth Gibbons.

On February 2, 2020, Deputy Barraza was assigned as part of the Emergency Response Team (ERT). When the search was conducted of Module 242 C-Pod, Deputy Barraza made his way toward the dayroom restroom and heard Suspect Garcia Torres yell profanities at Senior Line Deputy Morales. Suspect Garcia Torres was seated on the toilet with his hands up, as if he was going to strike. Senior Line Deputy Morales entered the restroom and Deputy Barraza followed and grabbed Suspect Garcia Torres' shirt **[Deputy Barraza Transcript, Page 5]**. Deputy Barraza, with the assistance of other deputies, pulled Suspect Garcia Torres from the restroom and guided him to the floor on his chest.

Suspect Garcia Torres had his hands underneath his body as he laid face down on the floor. Deputy Barraza grabbed Suspect Garcia Torres' right arm at the wrist and attempted to pull it out from underneath his body but was unsuccessful because of the suspect's strength. Suspect Garcia Torres refused to place his hands behind his back. Another deputy was able to pull Suspect Garcia Torres' arm out from underneath him and placed it behind his back to be handcuffed **[Deputy Barraza Transcript, Page 8]**. Deputy Barraza maneuvered himself, and placed his hand on Suspect Garcia Torres' head and held it to prevent him from turning or spitting. Deputy Barraza saw there were sufficient deputies involved with Suspect Garcia Torres and he disengaged.

Deputy Barraza was given a video camera and directed by Witness Leflore to record the incident. Deputy Barraza stated the video camera screen was small and his vision was impaired by the visor on his helmet. Deputy Barraza did not see anyone hit, kick, or knee Suspect Garcia Torres nor did he see the application of the hobble restraint, spit mask, or WRAP restraint device applied **[Deputy Barraza Transcript, Page 11-12]**. Deputy Barraza authored a

supplemental report regarding his actions and observations with Suspect Garcia Torres **[Exhibit A]**.

> **IAB NOTE:** Deputy Barraza was provided the video admonishment and was shown Twin Towers Correctional Facility surveillance footage and hand held camera footage **[Exhibit B]** of the incident to assist in his recollection.

Deputy Barraza identified himself in the video as the individual who wore the ERT vest with the number 7 on the back of it. Deputy Barraza further stated after he reviewed the video footage, he did not have any additional information to add or clarify in his supplemental report.

INVOLVED EMPLOYEE DEPUTY [redacted]

On August 28, 2020, Deputy [redacted] was interviewed by IAB Sergeants Troy Rodriquez and Sara Rodriguez. The interview was conducted at the Internal Affairs Bureau Office. Representing Deputy [redacted] in the interview was Attorney Amy Johnson.

On February 2, 2020, Deputy [redacted] was assigned as part of the Emergency Response Team (ERT). When the search was conducted of Module 242 C-Pod, Deputy [redacted] noticed Senior Line Deputy Morales gave commands to Suspect Garcia Torres to exit the restroom so it could be searched **[Deputy [redacted] Transcript, Page 4]**.

Deputy [redacted] did not see what prompted the deputies to enter the restroom to contact Suspect Garcia Torres. When Senior Line Deputy Morales and two other deputies emerged from the restroom with Suspect Garcia Torres, they conducted a team takedown and placed the suspect on his stomach. The two deputies tried to control Suspect Garcia Torres as he moved his body from left to right on the floor **[Deputy [redacted] Transcript, Page 5]**.

As the deputies attempted to control Suspect Garcia Torres, he kicked his feet and moved his body and shoulders as he tried to break free of the deputies grasp. Deputy [redacted] saw the unknown deputies struggled to apply the hobble restraint on Suspect Garcia Torres. He assisted the deputies and tightened the hobble restraint **[Deputy [redacted] Transcript, Page 6]**. Deputy [redacted] then turned his attention away to provide perimeter security.

Deputy [redacted] heard Senior Line Deputy Morales tell Suspect Garcia Torres, "Don't bite him" followed by the sound of punches. Deputy [redacted] did not see the punches, but described the sound as a "loud snapping noise." Deputy [redacted] did not hear anyone say anything about Suspect Garcia Torres spitting **[Deputy [redacted] Transcript, Page 8]**.

Deputy [redacted] did not see anyone hit, kick, or knee Suspect Garcia Torres. Deputy [redacted] heard commands given to Suspect Garcia Torres to stop kicking. Deputy [redacted] also heard Suspect Garcia Torres say, "That's all you got," after he heard the sound of the punches from Senior Line Deputy Morales. Deputy [redacted] authored a supplemental report regarding his actions and observations with Suspect Garcia Torres **[Exhibit A]**.

> **IAB NOTE:** Deputy [redacted] was provided the video admonishment and was shown Twin Towers Correctional Facility surveillance footage and hand held camera footage **[Exhibit B]** of the incident to assist in his recollection.

Deputy [redacted] identified himself in the video as the individual who wore the ERT vest with the number 11 on the back of it.

After watching the videos, in comparison to his report, it provided Deputy [redacted] with a greater recollection and perception of the incident as it pertained to Suspect Garcia Torres and the application of the WRAP restraint device. Deputy [redacted] further explained he assisted in the application of the lower portion of the WRAP restraint device. He connected the top portion of the WRAP restraint device to the bottom portion **[Deputy [redacted] Transcript, Page 11]**.

WITNESS SERGEANT JENA LEFLORE

On October 6, 2020, Witness Leflore was interviewed by IAB Sergeants Troy Rodriquez and Sara Rodriguez. The interview was conducted at the Internal Affairs Bureau Office. Representing Witness Leflore in the interview was Labor Representative Teresa O'Neil.

On February 2, 2020, Witness Leflore was assigned as part of the Emergency Response Team (ERT). When the search was conducted of Module 242 C-Pod, Witness Leflore was the ERT Sergeant. Witness Leflore had her attention directed to the dayroom restroom when she heard Suspect Garcia Torres yelling at Senior Line Deputy Morales. Senior Line Deputy Morales tried to deescalate the situation as Suspect Garcia Torres was seated on the toilet with his pants down. Witness Leflore stated her vision into the restroom was blocked by deputies from the ERT Team; however, she saw when Suspect Garcia Torres stood up and the deputies placed him on the floor **[Witness Leflore Transcript, Pages 6-7]**.

Witness Leflore responded to the area outside the dayroom restroom. She activated her handheld camera and assigned it to Deputy Barraza to film the incident. Witness Leflore gave deputies directions as to what they needed to do with Suspect Garcia Torres. Suspect Garcia Torres was combative and moved his body violently from side to side. Witness Leflore gave Suspect Garcia Torres commands to "Stop fighting" and to "Stop resisting." Witness Leflore ordered a

spit mask to be placed on Suspect Garcia Torres' head. Suspect Garcia Torres resisted the spit mask being applied and tucked his chin down to prevent it from being secured **[Witness Leflore Transcript, Page 8]**.

Witness Leflore had the deputies roll Suspect Garcia Torres on his side. She directed the deputies to pull up the suspect's pants that had been down while he was in the restroom. Witness Leflore ordered a hobble restraint be applied to Suspect Garcia Torres' ankles. Deputy [redacted] applied the hobble restraint. Witness Leflore noticed Senior Line Deputy Morales held Suspect Garcia Torres' arm to control him on the floor. Suspect Garcia Torres attempted to bite Deputy Rodriguez. Witness Leflore told Suspect Garcia Torres not to bite deputies. Senior Line Deputy Morales punched Suspect Garcia Torres in the face, which caused the suspect to stop his assault on Deputy Rodriguez **[Witness Leflore Transcript, Page 11]**. Witness Leflore stated the first punch missed Suspect Garcia Torres, and the suspect continued to try and bite Deputy Rodriguez. Senior Line Deputy Morales punched him two more times.

After being punched, Suspect Garcia Torres gathered saliva in his mouth and spat through the mask striking Senior Line Deputy Morales in the face. Senior Line Deputy Morales struck Suspect Garcia Torres in the face with an open palm to redirect his face **[Witness Leflore Transcript, Page 13]**. Witness Leflore directed the deputies to place Suspect Garcia Torres in the WRAP restraint device. As the deputies tried to apply the WRAP restraint, Suspect Garcia Torres bucked his legs, moved his body from side to side, and tried to spit. After the WRAP restraint was applied, Suspect Garcia Torres was lifted in a coordinated effort, and placed on the WRAP Cart and transported out of the module.

Witness Leflore stated Senior Line Deputy Morales and Deputy [redacted] sustained injuries as a result of their interactions with Suspect Garcia Torres.

Witness Leflore further stated she directed the force on Suspect Garcia Torres after he was removed from the restroom and placed face down on the floor. Sergeant Leflore authored a supplemental report regarding her actions and observations with Suspect Garcia Torres **[Exhibit A]**.

IAB NOTE: Witness Leflore was provided the video admonishment and was shown Twin Towers Correctional Facility surveillance footage and hand held camera footage **[Exhibit B]** of the incident to assist in her recollection.

Witness Leflore identified herself in the video as the only female sergeant who wore a green jacket with her hair in a bun. Witness Leflore further stated after she reviewed the video footage, she did not have any additional information to add or clarify in her supplemental report.

WITNESS DEPUTY ADAM CIENFUEGOS

On August 27, 2020, Witness Cienfuegos was interviewed by IAB Sergeants Troy Rodriquez and Sara Rodriguez. The interview was conducted at the Internal Affairs Bureau Office. Representing Witness Cienfuegos in the interview was Attorney Sherry Lawrence.

On February 2, 2020, Witness Cienfuegos was assigned as part of the Emergency Response Team (ERT). When the search was conducted of Module 242 C-Pod, Witness Cienfuegos saw a deputy open the dayroom restroom door and heard cursing and yelling coming from the restroom **[Witness Cienfuegos Transcript, Pages 4-5]**.

Witness Cienfuegos said Senior Line Deputy Morales went to the restroom and spoke with Suspect Garcia Torres. Senior Line Deputy Morales grabbed Suspect Garcia Torres by the shoulders, and with the help of other deputy personnel, they took Suspect Garcia Torres down to the floor on his stomach. Witness Cienfuegos was unable to see who the deputies were because of the ERT gear worn. Witness Cienfuegos thought Senior Line Deputy Morales grabbed Suspect Garcia Torres because had been verbally assaultive and refused to return to his bunk **[Witness Cienfuegos Transcript, Pages 6-7, 11]**.

Witness Cienfuegos turned his attention away from the deputies and Suspect Garcia Torres toward to other inmates in the dayroom. Witness Cienfuegos estimated he was standing 10-15 feet away from Suspect Garcia Torres and the deputies, but did not observe any further interactions between them. Witness Cienfuegos heard a request for a WRAP device, and he heard commands given to Suspect Garcia Torres to "stop resisting, stop resisting."

Witness Cienfuegos did not see anyone hit, kick, or knee Suspect Garcia Torres, nor did he hear anyone say anything regarding biting or spitting during the incident **[Witness Cienfuegos Transcript, Page 8]**. Deputy Cienfuegos authored a supplemental report regarding his actions and observations with Suspect Garcia Torres **[Exhibit A]**.

> **IAB NOTE:** Witness Cienfuegos was provided the video admonishment and was shown Twin Towers Correctional Facility surveillance footage and hand held camera footage **[Exhibit B]** of the incident to assist in his recollection.

Witness Cienfuegos identified himself in the video as the individual who wore the ERT vest with the number 6 on the back of it. Witness Cienfuegos further stated after he reviewed the video footage, he did not have any additional information to add or clarify in his supplemental report.

WITNESS DEPUTY TYSON LUNDIN

On September 17, 2020, Witness Lundin was interviewed by IAB Sergeants Troy Rodriquez and Sara Rodriguez. The interview was conducted at Twin Towers Correctional Facility, in the annex room next to the watch commander's office.

On February 2, 2020, Witness Lundin was assigned as part of the Emergency Response Team (ERT). When the search was conducted of Module 242 C-Pod, Witness Lundin had his attention directed to the dayroom restroom when he heard Suspect Garcia Torres cursing and yelling at the deputies who tried to secure the restroom. Witness Lundin saw Suspect Garcia Torres seated on the toilet with his pants down. Senior Line Deputy Morales moved toward the restroom to speak with Suspect Garcia Torres. Suspect Garcia Torres made a motion with his head up and shoulders back in what Witness Lundin thought was the suspect attempting to spit. Senior Line Deputy Morales grabbed Suspect Garcia Torres' right arm and shirt and guided him to the floor. Witness Lundin was approximately 20-30 feet away from the incident **[Witness Lundin Transcript, Page 3-4]**.

Suspect Garcia Torres moved around on the floor and refused to cooperate with the deputies. Witness Lundin redirected his attention to the other inmates within the Module near cells [redacted] and [redacted] and provided perimeter security.

When Witness Lundin provided security, he heard Witness Leflore request for a WRAP restraint device and heard Senior Line Deputy Morales say Suspect Garcia Torres was trying to bite someone. Witness Lundin did not see anyone hit, kick, or knee Suspect Garcia **[Witness Lundin Transcript, Page 7]**. Deputy Lundin authored a supplemental report regarding his actions and observations with Suspect Garcia Torres **[Exhibit A]**.

> **IAB NOTE:** Witness Lundin was provided the video admonishment and was shown Twin Towers Correctional Facility surveillance footage and hand held camera footage **[Exhibit B]** of the incident to assist in his recollection.

Witness Lundin identified himself in the video as the individual who wore the ERT vest with the number 12 on the back of it.

After watching the videos, in comparison to his report, it provided Witness Lundin with a greater recollection and perception of the incident. Witness Lundin did not look over his shoulder and see Senior Line Deputy Morales as he spoke to Suspect Garcia Torres in the restroom instead, he was looking directly at them. Witness Lundin also stated based off the video, there would have been no way he would have been able to see Suspect Garcia Torres as he was guided to the floor because his back was turned away **[Witness Lundin Transcript, Page 8-9]**.

WITNESS DEPUTY JOSEPH GONZALEZ

On September 10, 2020, Witness Gonzales was interviewed by IAB Sergeants Troy Rodriquez and Sara Rodriguez. The interview was conducted at Criminal Court Building, in the 30 rear lock up area office.

On February 2, 2020, Witness Gonzales was assigned as part of the Emergency Response Team (ERT). When the search was conducted of Module 242 C-Pod, Witness Gonzales' attention was directed to the dayroom restroom when he heard Suspect Garcia Torres yelling at Senior Line Deputy Morales **[Witness Gonzalez Transcript, Page 4]**. Witness Gonzales was near the pillar with the telephones, bunks, and tables when he heard the arguing from the restroom. Witness Gonzales estimated the distance between himself and the restroom to be approximately 40 feet.

From his position, Witness Gonzales saw 3-4 deputies struggled to handcuff Suspect Garcia Torres who wiggled and moved his body around as he tried to break free. Witness Gonzales heard Senior Line Deputy Morales tell Suspect Garcia Torres, "Don't bite!" **[Witness Gonzalez Transcript, Page 6]**.

Due to his obstructed view and diverted attention to the inmates on the bunks in the dayroom, Witness Gonzales did not see how Suspect Garcia Torres was placed in the WRAP restraint device or the interactions between the deputies and Suspect Garcia Torres during its application.

Witness Gonzales did not see anyone hit, kick, or knee Suspect Garcia Torres **[Witness Gonzalez Transcript, Page 7]**. Deputy Gonzalez authored a supplemental report regarding his actions and observations with Suspect Garcia Torres **[Exhibit A]**.

> **IAB NOTE:** Witness Gonzales was provided the video admonishment and was shown Twin Towers Correctional Facility surveillance footage and hand held camera footage **[Exhibit B]** of the incident to assist in his recollection.

Witness Gonzales identified himself in the video as the individual who wore the ERT vest with the number 5 on the back of it. Witness Gonzales noted there were two individuals who wore vests with the number 5 on the back. Witness Gonzales was the number 5 farthest left in the video picture frame and standing next to the two inmates whom laid on their bunks.

After watching the videos, in comparison to his report, it provided Witness Gonzales with a greater recollection and perception of the incident. Witness Gonzales stated he estimated his distance to Suspect Garcia Torres and the other deputies to be less than 40 feet, which was different from what he had stated in his report **[Witness Gonzalez Transcript, Page 8]**.

WITNESS DEPUTY RAMON HURTADO

On September 17, 2020, Witness Ramon Hurtado was interviewed by IAB Sergeants Troy Rodriquez and Sara Rodriguez. The interview was conducted at Twin Towers Correctional Facility in the annex room next to the watch commander's office.

On February 2, 2020, Witness Gonzales was assigned as part of the Emergency Response Team (ERT). When the search was conducted of Module 242 C-Pod, Witness Ramon Hurtado heard Suspect Garcia Torres curse at the deputies. After searching his cell, Witness Ramon Hurtado went to see if help was needed with the suspect. Witness Ramon Hurtado saw numerous unknown deputies outside of the dayroom restroom trying to take Suspect Garcia Torres to the floor. Witness Ramon Hurtado stated while the deputies tried to take Suspect Garcia Torres down, the suspect moved around and tensed his body **[Witness Ramon Hurtado transcript, Pages 5-6]**.

Witness Ramon Hurtado heard Witness Leflore request a WRAP restraint device, so he went to retrieve the device. Witness Ramon Hurtado was handed the WRAP restraint device and laid it out on the floor approximately 10 feet from away from the deputies and the suspect. Witness Ramon Hurtado prepared the WRAP device, and unreleased the buckles and loosened the straps for the application onto Suspect Garcia Torres **[Witness Ramon Hurtado transcript, Page 7]**.

Witness Ramon Hurtado stated he did not assist when the WRAP restraint device was placed onto the suspect, nor did he see how the application was accomplished. Suspect Garcia Torres continued to use profanity at the deputies as they applied the WRAP restraint device.

Witness Ramon Hurtado heard a deputy say, "He bit me" and Suspect Garcia Torres tried to spit. Witness Ramon Hurtado only heard those statements but did not see what occurred. Witness Ramon Hurtado did not see anyone hit, kick, or knee Suspect Garcia Torres. Suspect Garcia Torres squirmed, moved around, and yelled profanities at the deputies throughout the entire incident **[Witness Ramon Hurtado transcript, Page 9]**. Deputy Ramon Hurtado authored a supplemental report regarding his actions and observations with Suspect Garcia Torres **[Exhibit A]**.

> **IAB NOTE:** Witness Ramon Hurtado was provided the video admonishment and was shown Twin Towers Correctional Facility surveillance footage and hand held camera footage **[Exhibit B]** of the incident to assist in his recollection.

Witness Ramon Hurtado identified himself in the video as the individual who wore the ERT vest with the number 13 on the back of it.

After watching the videos, in comparison to his report, it provided Witness Ramon Hurtado with a greater recollection and perception of the incident related to the application of the WRAP restraint device. Witness Ramon Hurtado further stated he did not apply the upper portion of the WRAP restraint device onto Suspect Garcia Torres but connected the buckles of the lower portion to the upper portion **[Witness Ramon Hurtado Transcript, Page 11]**.

WITNESS DEPUTY ADRIAN RICO

On August 31, 2020, Witness Rico was interviewed by IAB Sergeants Troy Rodriquez and Sara Rodriguez. The interview was conducted at Twin Towers Correctional Facility, in the conference room on the 8th floor.

On February 2, 2020, Witness Rico was assigned as part of the Emergency Response Team (ERT). When the search was conducted of Module 242 C-Pod, Witness Rico had his attention directed to the dayroom restroom when he heard Senior Line Deputy Morales order Suspect Garcia Torres to exit the restroom and be handcuffed **[Witness Rico Transcript, Page 3]**. Witness Rico was located near the stairs by the entryway into the Module when he heard arguing coming from the restroom. Witness Rico estimated the distance between himself and the restroom to be approximately 50-60 feet.

Witness Rico heard Witness Leflore request a WRAP Cart and heard someone say, "Stop biting." Witness Rico maintained his focus on the other inmates in the dayroom, and left C-Pod to retrieve the WRAP Cart as requested. When he returned with the WRAP Cart, the deputies lifted Suspect Garcia Torres in a coordinated effort and placed him on the cart. Witness Rico did not observe any other interactions between the deputies and Suspect Garcia Torres.

Witness Rico did not see anyone hit, kick, or knee Suspect Garcia Torres **[Witness Rico Transcript, Page 4]**. Deputy Rico authored a Supplemental Report regarding his actions and observations with Suspect Garcia Torres **[Exhibit A]**.

IAB NOTE: Witness Rico was provided the video admonishment and was shown Twin Towers Correctional Facility surveillance footage and hand held camera footage **[Exhibit B]** of the incident to assist in his recollection.

Witness Rico identified himself in the video as the individual who wore the ERT vest with the number 2 on the back of it. Witness Rico further stated after he reviewed the video footage, he did not have any additional information to add or clarify in his supplemental report

ADDITIONAL INMATES HOUSED IN MODULE 242 C-POD

On February 2, 2020, the following inmates were housed in Module 242 C-Pod, and were interviewed by Sergeants Andres Bilboa #[redacted] Bernie Negrete #[redacted] and Arturo Lozano #[redacted] **[Exhibit C]**. The inmates interviewed heard Suspect Garcia Torres yelling and cursing at the deputies; however, none of the inmates interviewed claimed to have seen anything.



Inmate [redacted]	#[redacted]	Module 242 C-Pod
Inmate [redacted]	#[redacted]	Module 242 C-Pod
Inmate [redacted]	#[redacted]	Module 242 C-Pod
Inmate [redacted]	#[redacted]	Module 242 C-Pod

SUSPECT INMATE JOSE GARCIA TORRES

On February 2, 2020, at approximately 2126 hours, Suspect Garcia Torres was interviewed by IAB investigators Sergeants Troy Rodriquez and Victor Puebla at the Los Angeles Medical Center Jail Ward. The interview was video recorded **[Exhibit D]**.

Suspect Garcia Torres stated at about 0900 hours after pill call, he was going the bathroom, "to do a number two" when the Module was "raided" by deputies looking for "Pruno." Suspect Garcia Torres stated the inmates were told to get on their bunks as he was finishing up using the restroom. While inside the restroom, someone partially opened the door, and he told person he was in there and pulled the door closed. Once more, they attempted to open the door and he said the restroom was being utilized. The door was opened all the way on the third time and he saw the person who opened the restroom door was a deputy wearing Emergency Response Team gear **[Suspect Garcia Torres Transcript, Page 1]**.

Upon the door being opened, Suspect Garcia Torres was given no commands and he began "talking shit" to the deputy. Suspect Garcia Torres said without any hesitation, Senior Line Deputy Morales tackled him against the restroom wall and caused him to hit the left side of his head **[Suspect Garcia Torres Transcript, Page 2]**. Senior Line Deputy Morales and five or six other deputies assisted and pulled him out of the restroom and onto the floor. While he was partially through the restroom doorway, the deputies tried to maneuver him, but they had problems because of the confined space. The deputies became aggressive and placed a spit mask over his head covering his face. Suspect Garcia Torres responded to their actions, moved around, and stated he had not done anything. The deputies handcuffed him, placed the hobble and yellow WRAP restraint on his ankles.

Suspect Garcia Torres said a deputy "bashed" his face in 3-4 times with a fist and told him he had tried to bite them. A deputy additionally, placed his knee on

him in an unknown manner and broke his rib **[Suspect Garcia Torres Transcript, Pages 5-6, 12]**.

Suspect Garcia Torres was physically attacked 3-4 weeks ago by other inmates while at Twin Towers. As a result of the previous assault, he sustained a broken tooth and was moved to a discipline module **[Suspect Garcia Torres Transcript, Pages 6-7]**.

> **IAB NOTE:** Suspect Garcia Torres had discolored yellowish bruising on his left chest and arm area. He claimed those injuries were a result of the inmate assault he sustained previously.

Suspect Garcia Torres stated he did not fight with the deputies, spit at them or try and bite them; however, when he was being medically triaged he was disrespectful to the deputies and sergeants.